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12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 OAKLAND DIVISION

15 ORACLE CORPORATION, a Delaware  
corporation, and ORACLE AMERICA, INC., a  
16 Delaware corporation,

17 Plaintiffs,

18 v.

19 ORG STRUCTURE INNOVATIONS LLC, a  
Texas limited liability company, and PAUL  
20 MORINVILLE, an individual resident of  
Indiana,  
21

22 Defendants.

Case No. 11-cv-03549-SBA

**STIPULATION AND ORDER  
GRANTING JOINT  
ADMINISTRATIVE MOTION TO  
FILE UNDER SEAL PORTIONS OF  
JOINT CASE MANAGEMENT  
STATEMENT AND REPORT  
PURSUANT TO FED. R. CIV. P. 26(f)**

Hon. Sandra Brown Armstrong

1 WHEREAS Defendant Morinville filed an Administrative Motion to Seal the Complaint in  
2 this action on the grounds that it contains confidential information (Dkt. No. 7);

3 WHEREAS the Court issued an Order granting Defendant's Motion to Seal the Complaint  
4 and directing that the Complaint be filed under seal (Dkt. No. 10);

5 WHEREAS Plaintiffs do not believe that the Complaint contains any information  
6 appropriate for filing under seal and have moved the Court for reconsideration of its Order sealing  
7 the Complaint (Dkt. No. 39);

8 WHEREAS Defendants believe that the Complaint does contain confidential information  
9 that should be sealed, and that quotations or discussions of that confidential information in other  
10 pleadings also should be sealed;

11 WHEREAS portions of the parties' Joint Case Management Statement and Report Pursuant  
12 to Federal Rule of Civil Procedure 26(f) refer to the Complaint;

13 WHEREAS in light of the Court's Order sealing the Complaint, the parties seek to file under  
14 seal those portions of their Joint Case Management Statement and Report Pursuant to Federal Rule  
15 of Civil Procedure 26(f) that refer to the Complaint;

16 WHEREAS this action concerns a patent license agreement ("Agreement") that contains  
17 confidential business information and is subject to a confidentiality agreement;

18 WHEREAS that Agreement has been filed under seal in this action (Dkt. No. 43 Ex. 2);

19 WHEREAS portions of the parties' Joint Case Management Statement and Report Pursuant  
20 to Federal Rule of Civil Procedure 26(f) refer to confidential information in the Agreement; and

21 WHEREAS the parties seek to file under seal those portions of the Joint Case Management  
22 Statement and Report Pursuant to Federal Rule of Civil Procedure 26(f) that refer to confidential  
23 information the Agreement;

24 ACCORDINGLY, IT IS HEREBY STIPULATED AND AGREED that, with the Court's  
25 permission, the parties may file under seal in accordance with Civil Local Rule 79-5 those portions  
26 of their Joint Case Management Statement and Report Pursuant to Federal Rule of Civil Procedure  
27 26(f) that refer to the Complaint or confidential information in the Agreement.

1 IT IS SO STIPULATED AND AGREED.

2  
3 Dated: October 19, 2011

HOGAN LOVELLS US LLP

4 By: /s/ Maren J. Clouse

5 Maren J. Clouse

6 Attorneys for Plaintiffs  
7 ORACLE CORPORATION  
and ORACLE AMERICA, INC.

8  
9 Dated: October 19, 2011

FARNEY DANIELS LLP

10 By: /s/ Steven R. Daniels

11 Steven R. Daniels

12 800 South Austin Avenue, Suite 200  
Georgetown, Texas 78626

13 Attorneys for Defendants  
14 ORG STRUCTURE INNOVATIONS LLC  
and PAUL MORINVILLE

**ORDER**

Based on the foregoing, IT IS HEREBY ORDERED that the parties may file under seal in accordance with Civil Local Rule 79-5 those portions of their Joint Case Management Statement and Report Pursuant to Federal Rule of Civil Procedure 26(f) that refer to the Complaint or confidential information in the Agreement.

IT IS SO ORDERED.

DATED: 10/28/11



THE HONORABLE SAUNDRA BROWN ARMSTRONG

United States District Judge

I, Maren J. Clouse, attest that Steven R. Daniels has read and approved this Stipulation and Proposed Order Granting Joint Administrative Motion to File Under Seal and consents to its filing in this action.